

**CITY OF MORGAN HILL  
REGULAR CITY COUNCIL  
REGULAR REDEVELOPMENT AGENCY MEETING  
MINUTES – FEBRUARY 28, 2007**

**CALL TO ORDER**

Mayor/Chairman Tate called the meeting to order at 7:05 p.m.

**ROLL CALL ATTENDANCE**

Present: Council/Agency Members Carr, Grzan, Lee, Sellers, and Mayor/Chairman Tate

**DECLARATION OF POSTING OF AGENDA**

City Clerk/Agency Secretary Torrez certified that the meeting's agenda was duly noticed and posted in accordance with Government Code 54954.2.

**SILENT INVOCATION**

**PLEDGE OF ALLEGIANCE**

**PROCLAMATIONS**

**RECOGNITIONS**

**CITY COUNCIL REPORT**

Council Member Lee reported that she attended her first Finance & Audit Committee meeting this evening, and that she is getting up to speed with City finances. She indicated that the Community & Economic Development Committee is discussing what should be done/considered for the Granada Theater building. She expressed concern that the City is advocating revenue/tax measure increases for central city services such as police and fire. She noted that the City will soon be reaching a population of 40,000. She did not know if other cities the size of Morgan Hill have the type of facilities the City has/will be constructing. She indicated that other members in the community are questioning whether the City is building beyond its means to the detriment of public safety. She felt that it appears as though the City is placing recreation services before the concerns of public safety. Before taking a tax measure to the voters, she recommended the City find out the priorities of the Council and community members. She felt the City needs to determine the top priorities; indicating that it was important to place public safety at the top of the list. She indicated that the City has a safe community at this time, but that the community is growing. She did not believe the City has added sworn officers at the rate needed to keep the community safe as it continues to grow. She noted that it was mentioned in the paper that it is the Police Chief's belief the City needs additional public safety officers. She recommended the Council look very carefully at this issue before moving forward with a tax measure.

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## **CITY COUNCIL COMMITTEE REPORTS**

Mayor Pro Tempore Carr said that one of the goals the Council adopted this year is to review the City's public safety levels. He noted the Council has always asked the Public Safety & Community Services Committee to review public safety levels. He stated that the Committee, consisting of he and Mayor Tate, held numerous meetings since January 2007 with the Police Chief, other members of the Police Department, and the City Manager/his staff relating to public safety in Morgan Hill. He indicated that the Committee is reviewing the levels of service being provided by the Police Department, and where the Committee/community believes these services should be. He noted the City conducted a series of public opinion polls over the past few years in order to gauge where individuals believe the City should be on these items. The City also conducted Community Conversations throughout last year; therefore, the City has good data about what the citizens believe public safety should be in Morgan Hill, and where this ranks in terms of importance. He stated that it is this Committee's charge to return to the Council in May and present its thoughts and recommendations on this regard. He indicated that three meetings have been held by the Committee, thus far, and that the Committee will have many more meetings before returning to the Council with a recommendation. He stated that the Committee will continue to provide the Council with status reports along the way so that there are no surprises in May. However, there will be a lot for the Council to discuss when the Committee returns to the Council in May; including possible recommendations.

## **CITY MANAGER REPORT**

City Manager Tewes noted that the monthly Finance and Investment Report is on the Consent Calendar. He indicated that staff provides monthly reports to the Council and the community in order to keep track of where the City stands against the City's forecast. He stated that the January report concludes that the City remains in a strong financial condition, and that the City's revenues and expenditures are on a pattern that tracks with the forecast being used by the Council to make its long range policy judgments. He indicated that the long range forecast suggests that the budget can be balanced at current staffing levels. To the extent the Council wishes to address other changes in public safety staffing, or other areas, the Council will consider these during the budget process as these are policy choices to be made by the Council. He brought the Council's attention a letter made public last week from the California Department of Health Services relating to perchlorate. He indicated that toward the end of the last calendar year, the State Department of Health Services conducted a series of hearings the City hoped would lead to the establishment of what is called a maximum contaminate level (MCL) for perchlorate. He said that under the law, the MCL must be as close as feasible to the public health goals. He indicated that the public health goal has been established by the State, based on several scientific studies, and has been established at 6 parts per billion (ppb) in drinking water. He stated that City staff is still waiting for the MCL. He said that the letter he distributed this evening was in response to inquiries from others to which the State indicates they are not likely to review the public health goal until 2009. Therefore, when and if the MCL is established, there is a strong likelihood that it will also be at the 6 ppb level. Those who were seeking to have the public health goal reviewed are responded to in the letter suggesting that review would be in accordance with the State mandate of 2009.

## **CITY ATTORNEY REPORT**

City Attorney Kern stated that she did not have a report to present this evening.

## **OTHER REPORTS**

### **PUBLIC COMMENT**

Mayor/Chairman Tate opened the floor to public comment for items not appearing on this evening's agenda. No comments were offered.

## ***City Council and Redevelopment Agency Action***

### **ADOPTION OF AGENDA**

Agenda was adopted as printed.

## ***City Council Action***

### **CONSENT CALENDAR:**

**Action:** *On a motion by Council Member Sellers and seconded by Mayor Pro Tempore Carr, the City Council unanimously (5-0) **Approved** Consent Calendar Items 1-5, as follows:*

1. **JANUARY 2007 FINANCE & INVESTMENT REPORT – CITY**  
**Action:** ***Accepted** and **Filed** Report.*
2. **EXTEND TERMS OF APPOINTMENT FOR THE LIBRARY, CULTURE & ARTS; AND THE MOBILE HOME RENT STABILIZATION COMMISSIONS**  
**Action:** ***Extended** Terms of Appointment for the Library, Culture & Arts Commission, and the Mobile Home Rent Stabilization Commission Until Such Time that the Council Concludes its 2007 Interview and Appointment Process.*
3. **FINAL MAP APPROVAL MADRONE PLAZA PHASE I (TRACT 9819)**  
**Action:** *1) **Approved** Final Map, Subdivision Agreement, and Improvement Plans; 2) **Authorized** the City Manager to Sign a Subdivision Improvement Agreement on Behalf of the City, Subject to Review and Approval by the City Attorney; and 3) **Authorized** the Recordation of the Final Map and the Subdivision Improvement Agreement Following Recordation of the Development Improvement Agreement.*
4. **ADOPT ORDINANCE NO. 1818, NEW SERIES**  
**Action:** ***Waived** the Reading, and **Adopted** Ordinance No. 1818, New Series, and **Declared** That Said Title, Which Appears on the Public Agenda, Shall be Determined to Have Been Read by Title and Further Reading Waived; Title as Follows: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL APPROVING A PRECISE DEVELOPMENT PLAN AMENDMENT FOR PHASES 7, 8, 9 & 10 (81 UNITS) OF THE CAPRIANO/MADRONE CROSSING DEVELOPMENT. THE RESIDENTIAL DEVELOPMENT PLAN COVERS A 68 ACRE SITE LOCATED ON THE WEST SIDE OF MONTEREY ROAD, SOUTH SIDE OF TILTON AVENUE, ON THE EAST SIDE OF HALE AVENUE (APNs 764-09-005, 006, 007, 008, 009, 010 & 014) (APPLICATION ZAA-04-01: HALE-GLENROCK BUILDERS).***

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5. **ADOPT ORDINANCE NO. 1819, NEW SERIES**

**Action:** *Waived the Reading, and Adopted Ordinance No. 1819, New Series, and Declared That Said Title, Which Appears on the Public Agenda, Shall be Determined to Have Been Read by Title and Further Reading Waived; Title as Follows: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL APPROVING AN AMENDMENT TO ORDINANCE NO. 1725, NEW SERIES, AMENDING THE DEVELOPMENT AGREEMENT FOR TILTON-GLENROCK, TO ALLOW FOR A 7-MONTH EXCEPTION TO THE LOSS OF BUILDING ALLOCATIONS FOR THE 20 BUILDING ALLOCATIONS GRANTED FOR FY 2006-2007 AND A 3-MONTH EXCEPTION TO THE LOSS OF BUILDING ALLOCATION FOR THE 15 ALLOCATIONS GRANTED FOR FISCAL YEAR 2007-2008 FOR MP-02-03: TILTON-GLENROCK.***

## ***Redevelopment Agency Action***

### **CONSENT CALENDAR:**

**Action:** *On a motion by Agency Member Sellers and seconded by Vice-chair Carr, the Redevelopment Agency Board unanimously (5-0) Approved Consent Calendar Item 6, as follows:*

6. **JANUARY 2007 FINANCE & INVESTMENT REPORT – RDA**

**Action:** *Accepted and Filed Report.*

## ***City Council Action***

### **OTHER BUSINESS:**

7. **ASSISTANCE TO GALLERY MORGAN HILL**

Council Member Sellers indicated that the information from the Community & Economic Development Committee is contained within the written report before the Council. He stated that the Committee reviewed the request from Gallery Morgan Hill for assistance. He said that Gallery Morgan Hill moved to a Depot Street location prior to the City beginning reconstruction of Depot Street. While the Depot project is almost completed, in the ensuing months of construction, the project created a significant hardship for several homeowners and businesses in the area. He said that the hardship was greater on Gallery Morgan Hill partly because they had just moved into their new location on Depot Street, and the fact that it is one of the few retail businesses that has been consistently active in this corridor. He informed the Council that the Committee held several meetings with Gallery Morgan Hill, with the Council receiving a presentation prior to 2007. At that time, the Council directed the Committee to meet with Gallery Morgan Hill representatives to review the situation. The Committee determined that the appropriate action would be to assist Gallery Morgan Hill, and to help with some of the rental costs for the months in which construction took place. He felt the Council could determine that there was a relationship between the hardship Gallery Morgan Hill suffered over the months, and the activities associated with the construction of Depot Street. He indicated that Gallery Morgan Hill is a unique asset in the community; a cooperative gallery made up entirely of local artists who contribute their time and effort to keep Gallery Morgan Hill open. As such, the Committee believes it is a unique community

asset in addition to being a viable business entity. It is further felt that Gallery Morgan Hill's location on Depot Street will be an amenity that will go along with the beautiful reconstructed street and sidewalks.

Mayor Tate opened the floor to public comment. No comments were offered.

**Action:**        *Mayor Pro Tempore Carr made a motion, seconded by Council Member Sellers, to **Approve** the Community & Economic Development Committee's recommendation of providing \$4,800 in Assistance to Gallery Morgan Hill.*

Mayor Tate recalled that in December 2006, the Council had a long discussion about what a policy would be in terms of reimbursement during construction; noting that the City would be commencing a lot of construction in the downtown area. It was his belief the Council would be reviewing a draft reimbursement policy, and that it seems as though the City is moving forward, on a case-by-case basis. He noted the Council has a single case in front of it. He stated that there was a lot of discussion, at the previous meeting, as to: 1) what would trigger assistance in different neighborhoods or different parts of the downtown; 2) what type of precedent the City would be setting; and 3) the need to implement marketing and advertising activities in order to prevent this type of situation from occurring again. He noted that these questions have not been answered.

Council Member Sellers stated that the Committee had significant discussions about the issues raised by Mayor Tate. He said that the Committee was careful in making sure the City minimizes its contributions. The Committee specifically outlined uses for the funds. He informed the Council that the Committee spent a lot of time talking about the unique circumstances that led to this situation/recommendation. He recollected the Council indicated that it would like to consider a policy, but at the same time, did not want to have a policy in place that would need to be readdressed repeatedly. He indicated that the Committee would recommend the Council state that this is a unique situation, and that it did not believe there would be another situation similar to this; minimizing the concern of a precedent. He informed the Council that the Committee talked about Third Street construction; noting that there are several businesses located along Third Street. The thought was to try and anticipate every potential problem, and deal with them beforehand. He stated that there are access, parking, and business viability issues that need to be addressed. He noted the City advertised and assisted in other ways, through the Redevelopment Agency, in order to assist Gallery Morgan Hill during this period of time, and recommended that these activities be reviewed. He said that the Committee would like to state that this action is not something the City would be doing on a regular basis, and to state that Gallery Morgan Hill had a unique set of circumstances; avoiding future similar situations.

Council Member Lee stated that she had the same questions, especially since the City has plans in the future to tear up a lot of the downtown area based on the infrastructure changes to occur. She felt that it would be incumbent upon the Council and the City to make everyone aware of what activities will be taking place so that the situation is not repeated. A part of the recommendation before the Council from the Committee this evening is to make sure that this is not an ongoing occurrence.

Mayor Pro Tempore Carr noted that this discussion began before he rotated out of the Community & Economic Development Committee; however, this recommendation was not made while he served on this Committee. He stated his support of the idea of having a policy in place that is based on what the City will do upfront. It is his hope that the direction the Council takes would be doing more work

upfront; including the discussions about advertising, joint marketing, signage, etc., in order to address the problems faced by Gallery Morgan Hill. He stated his support in moving forward with the recommendation before the Council this evening because the Council did not do any of the work upfront before starting construction on Depot Street. It was his belief that the things the City did were of little benefit to Gallery Morgan Hill. He noted that the Committee and staff reviewed the information submitted by Gallery Morgan Hill, and came up with a dollar figure in the recommendation. As the City moves forward, it is his hope the Council will develop/adopt a policy so that the City does not need to worry about businesses returning to the Council for assistance because the City tore up a street in front of their business(es).

Mayor Tate inquired whether it was Mayor Pro Tempore Carr's expectation that the Council would be delegating the responsibility for developing policies to the Community & Economic Development Committee for Council consideration. He indicated that when he reviewed the Council's meeting minutes of December 2006, the Council did not take clear action.

Council Member Sellers said that the sentiments expressed by the Council in December 2006 were taken to heart. He indicated that staff is taking an active role in meeting with property owners in the downtown area to talk to them about: 1) what will be taking place in the area, 2) what is contained in the Downtown Plan, and 3) what will be taking place in the coming months. It was exciting for him to hear that 1½ years before thinking about construction in the downtown, there is active involvement on the part of staff in order to avoid impacts associated with Third Street construction. He agreed that the Council needs to adopt a policy.

Council Member Grzan inquired as to the status of the downtown mall.

Council Member Sellers said that it was his recollection that a variety of issues came up with the new ownership of the downtown mall; one of which was to increase the monthly rental fees.

Council Member Grzan indicated that Gallery Morgan Hill relocated because of some of the economic conditions placed upon them in the downtown mall; selecting to relocate to the Granary building. He inquired as to how much of the selection the Granary site played, in part, to the economic shortfall of Gallery Morgan Hill.

Council Member Sellers responded that the main reason Gallery Morgan Hill moved to the Granary was because of its location; an attractive space. Also, rental fees were much less; indicating that the lower rental fees allowed them to be a more viable business.

Council Member Grzan noted that the rental fee is approximately \$180 less per month at the Granary location. He inquired whether Gallery Morgan Hill would have suffered, economically, regardless of the reconstruction of Depot Street. How much of the shortfall can be placed on road construction? How much of the economic loss could be attributed to their location at the Granary, away from the downtown area?

Council Member Sellers said that the Committee realized that the business was moving in a positive direction prior to the construction of Depot Street. As he pointed out earlier, it was a timing issue. He did not know if Gallery Morgan Hill realized the extent to which road construction would be taking

place. The Granary facility was a new and available facility. Gallery Morgan Hill did not know if the space would be available to rent, had they waited eight months before renting the facility. Therefore, they took advantage of the opportunity to relocate with the understanding that there may be some construction. He stated that Gallery Morgan Hill got underway, and had some positive momentum. All of a sudden, Depot Street construction took place and undercut some of the momentum; particularly during the holidays. He said that the Committee determined that although the situation was not universally attributed to the move, a lot of the economic impact could be attributed to the construction of Depot Street.

Mayor Tate stated that he understood why Redevelopment Agency funds could not be used, but does not understand why funding is being recommended under the Council's General Fund Reserve policy.

Council Member Sellers indicated that it was a Council policy that a portion of the City's reserves be designated for economic development activities that further existing/new businesses in Morgan Hill. He said that this was the policy the Committee operated under.

Mayor Tate felt that the action before the Council was to assist economic development versus helping economic development (e.g., replacing the money Gallery Morgan Hill would have brought in).

Council Member Sellers indicated that thought was given to assisting Gallery Morgan Hill's viability. He said that the only reason representatives from Gallery Morgan Hill came to the City was because they were concerned about their viability, and that they were considering closing their operation. Further, the representatives attributed a large amount of their lack of viability to the construction of Depot Street. The Committee reviewed the situation, and realized that a long term viability was to assist in keeping Gallery Morgan Hill in business. Even though the proposed assistance would be retroactive, it would give Gallery Morgan Hill the opportunity to move forward, and make up for the losses they sustained in order to remain viable.

Mayor Tate inquired whether the Council could add to the motion on the floor a direction to the Committee that it develops a policy for Council consideration.

City Attorney Kern responded that the Council could go ahead and give the Committee additional instructions. She noted that the item before the Council is a Committee report, and not a staff report. She said that had staff prepared the report, it may have come forward with a recommendation; having addressed some of the items discussed by the Council. She indicated that the last paragraph of the executive summary talks about Gallery Morgan Hill agreeing to limit the use of funds to rent, marketing, or other operational expenses, and that the funds would not be used to repay Gallery Morgan Hill loans. She noted that a document is not before the Council for Gallery Morgan Hill representatives to sign that would commit them to any conditions. She said that in a situation similar to this, the City would often see the business representatives agreeing to remain in business for a certain period of time, and if not, they would repay some of the monies. Typically, there would be a document that would contain various provisions which staff may have worked out with Gallery Morgan Hill business owner(s). She requested Council clarification as to its direction. Was the Council stating that it was giving Gallery Morgan Hill \$4,800, or does the Council want staff to return and work through the issues? Is the Council directing the Committee to return with a policy?

Council Member Sellers indicated that the report was developed collectively with staff. He stated that it was the thought that Council would give staff the direction to carry out the action to make sure that the items raised by the City Attorney would be addressed, based on the small amount of funding being recommended. It was his belief that everyone understood that there would be a document that would clarify funding and conditions; however, this would be carried out between staff and Gallery Morgan Hill representatives.

City Manager Tewes said that staff would not need to return to the Council with a document between the City of Morgan Hill and Gallery Morgan Hill as long as the direction is made clear by the Council. If the Council is including in its motion that it is authorizing the City Manager to enter into an agreement with Gallery Morgan Hill that includes certain items, staff could craft the agreement that would incorporate conditions. He requested the Council clarify/identify the items to be included in an agreement. He inquired whether the City should include a condition that commits Gallery Morgan Hill to remain in business for a period of time in order to receive funding.

Mayor Pro Tempore Carr said that in making the motion to approve the recommended action, it was his intent to include the crafting of a document such that Gallery Morgan Hill would agree to limit the use of city funds to rent, marketing and other operational expenses. Further, that the funds would not be used to repay any Gallery Morgan Hill loans. He would agree to amend the motion to stipulate that the action would authorize the City Manager to negotiate an agreement with Gallery Morgan Hill. He inquired whether the Committee has any thoughts on a period of time the City would ask them to remain in business.

Council Member Lee responded that the Committee did not get to this level of detail.

Council Member Sellers indicated that the Committee spoke with Gallery Morgan Hill representatives off line. He stated that he would be comfortable asking staff to include some language as recommended by the City Attorney/City Manager. He said that had the Gallery Morgan Hill representatives indicated that they would not be able to remain viable long term, the Committee would not have been interested in proceeding with a recommendation for funding assistance. He stated that Gallery Morgan Hill representatives indicated that they were very interested in having a long term operation. He felt that a year commitment to remain in business would be an appropriate term, given the expenditure. He stated that this time period could be given as a direction to the City Manager. He would agree to amend his second to the motion per the stated discussion.

**Action:**        *Mayor Pro Tempore Carr and Council Member Sellers amended their motion to stipulate that a term of the agreement is such that Gallery Morgan Hill is to remain in business for an additional year. Should they not remain in business, all funds are to be reimbursed to the City. The motion carried unanimously (5-0).*

City Manager Tewes recalled that this item was initiated by the Committee and was brought to the Council for consideration. The assistance to Gallery Morgan Hill was referred back to the Committee that resulted in the recommendation before the Council this evening. He inquired as to the Council's expectation of staff's role in evaluating this type of situation in the future. He noted that with this evening's action, the Council has now made another referral to the Committee to come up with a policy. He inquired whether the Council would like staff's input on a policy. He felt that it needs to be made



clear what the implications would be to the General Fund Reserve policy. He indicated that the General Fund Reserve policy states that funds are to be used for economic development investments that have a certain rate of return. He appreciates the fact that the Council's action would provide a relatively small amount of money, but does not believe the action fits within the existing General Fund Reserve policy. However, the policy can be reviewed/returned to the Council.

Mayor Tate felt that the Council needs a specific motion on what it will be asking the Community & Economic Development Committee to do, in terms of formulating a policy.

**Action:** *Council Member Sellers made a motion, seconded by Council Member Lee, to refer the drafting of a policy to the Community & Economic Development Committee; returning to the Council with a recommendation that stipulates under what circumstances it would consider a loan to assist a business during a construction phase. To be addressed is a policy that will concur with the Council's General Fund Reserve policy that a rate of return be tied to the economic development investment; accounting for any construction issues and ensuring a rate of return.*

Council Member Sellers stated that it was his belief that the Community & Economic Development Committee can come up with a policy that addresses both concerns. He appreciated the additional clarification from the Council because it clarifies what the Committee is being asked to do.

Mayor Pro Tempore Carr stated that he is interested in a policy that is not about giving a business(es) money after the fact (e.g., a business proving that they lost money as a result of construction). He said that he was interested in reviewing policies that are up front before the City commences construction with the Council discussing what actions the City will take to keep a business open during construction. He noted the City has a year before construction commences on Third Street, and that it was his hope the Council will have a policy in place that would assist businesses to remain open while construction takes place.

City Manager Tewes indicated that there are potential complexities associated with a potential policy. He said there are times the City initiates public investments that restricts access to businesses. He stated that it is often the case where the private sector initiates development activities that require work in the public right of way that restricts access. He noted that the construction of the Granary was an example of the private sector initiating development that required work in the public right-of-way that restricted access to Depot Street. As a result of this construction, City staff heard complaints from businesses about restricted access. Although the City did not initiate Granary construction, it had the same affect. He felt the City needs to be mindful of all activities that end up restricting access, and who initiated the activity(ies).

**Vote:** *The motion carried 5-0.*

## **8. 2007 BOARD AND COMMISSION INTERVIEW AND APPOINTMENT SCHEDULE**

Council Services & Records Manager Torrez presented the staff report; indicating that at the last Council meeting, staff came to the Council with a recommendation that it consider holding a special meeting on April 11 to conduct interviews to fill vacancies on the various Council appointed Board and

Commissions. At the February 21 meeting, it was mentioned that the week of April 9-13 was spring break for the Morgan Hill Unified School District that may result in some council members and/or applicants with children unable to attend the interview process on the recommended April 11, 2007 interview date. She informed the Council that staff met with Mayor Tate, and that it is being recommended that the Council consider holding interviews April 4 or April 25. She indicated that at the time staff reviewed the April 4 tentative agenda, it was a relatively light agenda; however, planning items have since been added to that meeting date. She requested the Council identify an appropriate date to conduct board and commission interviews.

Mayor Tate acknowledged that the date scheduled for interviews would be a tremendous undertaking with 17 vacancies to fill, and probably more than this number of individuals to interview. He requested the Council identify what date would work best to conduct interviews.

Council Member Sellers recommended the Council consider April 25 as the date to interview as there are five advisory bodies with vacancies and the fact that there may be a potential of having several individuals interested in being interviewed/appointed to fill the vacancies. He agreed that the interviews would be a significant undertaking, and recommended that the interviews be conducted on a separate date. He would like to be able to afford the Council and applicants ample time to go through the interview process. Interviewing on April 25 would allow ample time to return and receive the Mayor's recommended appointments on May 2. He requested the City Clerk forward the Council a list that indicates whose terms are about to expire.

Mayor Pro Tempore Carr requested that staff hold the April 25 date for interviews; only adding agenda items that are important/urgent in nature.

Mayor Tate opened the floor to public comment. No comments were offered.

**Action:** *By consensus, the Council **Confirmed** April 25, 2007 as the date to conduct Board and Commission Interviews.*

## **9. INTEGRATING COUNCIL'S GOALS, WORKPLANS AND THE BUDGET**

Mayor Tate indicated that he and Mayor Pro Tempore Carr, the Ad Hoc Committee established to oversee the implementation of Council goals, prepared the staff report; recommending the Council's five committees and all advisory committees/commissions produce workplans. The draft workplans are to be submitted to the Ad Hoc Committee. The Ad Hoc Committee will review the workplans to ensure they are inclusive of the Council's goals; especially the goals relating to economic development, fiscal stability, enhanced public safety, and environmental sustainability. He stated that the Ad Hoc Committee will review the workplans for consistency, to make sure they are integrated into the City's budget; achieving the Council's goals. He indicated that the Ad Hoc Committee will meet with the commissions in order to review their workplans.

Council Member Sellers said that this may be a unique situation, but at the last Community & Economic Development Committee, the first item discussed related to Measure F. There were several representatives from the Planning Commission in attendance at that meeting as they are involved in the implementation of Measure F. At the meeting, there was discussion about reviewing the Downtown

Plan; noting that the Council has identified a goal for one of the Council Committees. He said that the Committee is strongly encouraging representation from the Planning Commission in this work. He noted that this was not specifically addressed, but inferred. He said that there may be situations where the work of the Council Committees requires involvement of commissioners. He inquired whether the Committee(s) would make the request that the commissions appoint representatives to work with the Council committees, or should the Committees address this on their own.

Mayor Tate noted that the Council is asking its commissions and Council Committees for workplans. If the workplans are different, it would be the job of the Ad Hoc Committee to address the differences. It was his hope that commissions and Council Committees will address the differences well enough in advance so that the Ad Hoc Committee will not have too much to address. He stated that he did not expect the workplans to come in perfectly aligned, and that there may be some adjustments to be made.

**Action:**        *On a motion by Council Member Sellers and seconded by Council Member Lee, the City Council unanimously (5-0) **Adopted** the Ad Hoc Committee's Recommendations.*

#### **FUTURE COUNCIL-INITIATED AGENDA ITEMS**

No items were identified.

### ***City Council Action***

#### **CLOSED SESSIONS:**

City Attorney Kern announced the below listed closed session item.

1.

##### **CONFERENCE WITH LABOR NEGOTIATOR:**

Authority:                      Government Code Section 54957.6  
Agency Negotiators:       City Manager; Human Resources Director  
Employee Organizations:   Morgan Hill Police Officers Association

#### **OPPORTUNITY FOR PUBLIC COMMENT**

Mayor Tate opened the Closed Session item to public comment. No comments were offered.

#### **ADJOURN TO CLOSED SESSION**

Mayor Tate adjourned the meeting to Closed Session at 7:50 p.m.

#### **RECONVENE**

Mayor Tate reconvened the meeting at 8:59 p.m.

#### **CLOSED SESSION ANNOUNCEMENT**

Mayor Tate announced that no reportable action was taken in closed session.

**ADJOURNMENT**

There being no further business, Mayor/Chairman Tate adjourned the meeting at 9:00 p.m.

**MINUTES RECORDED AND PREPARED BY:**

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**IRMA TORREZ, CITY CLERK/AGENCY SECRETARY**